

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplicant(s): Kemin Industries, Inc.

Serial No.: 10/052,174

Filed: 1/17/2002

Title: Preservative for grain by-products and

processed grain

processed gram

Attorney Docket No.: 4532670/58750

RECEIVEL

Group Art Unit:

Examiner: To be assigned

SEP 1 2 2002

TECH CENTER 1600/2900

TO THE CHILD

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

This Information Disclosure Statement is submitted:

- <u>X</u> under 37 CFR 1.97(b), or
 (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)

 under 37 CFR 1.97(c) together with either a:
 Statement under 37 CFR 1.97(e), or
 - a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

___ under 37 CFR 1.97(d) together with a:

- __ Statement under 37 CFR 1.97(e), and
- __ a \$180.00 fee set forth in 37 CFR 1.17(p).
 - (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware.

Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: September 4, 2002

Typed Name: Kristen T. McKern

Signature: KriSten J. MSON

Jill M. Altringer

Attorney/Agent for Applicant(s)

Reg. No. 51397

Date: September 6, 2002

Telephone No.: 515-288-2500

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Substitute	for form 1449A	/PTO		Complete if Known		
				Application Number	10/052,174	
INF	ORMATION	DISCLO	SURE	Filing Date	1/17/2002	
STA	ATEMENT E	Y APPLI	CANT	First Named Inventor	Carol Myers	
(u	se as many she	ets as neces	sary)	Art Unit	1615	
				Examiner Name	To be assigned	
Sheet	1	of	2	Attorney Docket Number	4532670/58750	

U.S. PATENT DOCUMENTS					
5	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	
Examiner Initials*	Cite No.'	Number - Kind Code ² (if known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ³ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Ţ,	
_		EP-00815845	01-26-2000	L'Oreal		十	
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Substitute for form 1449B/PTO

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Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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of

Complete if Known Application Number 10/052,174 Filing Date 1/17/2002 First Named Inventor Carol Myers ECH CENT R 1600/2900 Group Art Unit 1615 Examiner Name To be assigned Attorney Docket Number 4532670/58750

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the	_
miner	Cite No.1	item (book, magazine, journal, senal, symposium, catalog, etc.), date, page(s), volume-issue	T ²
ials*	No.	number(s), publisher, city and/or country where published.	
		GAILANI, M.B. and FUNG, D.Y.C., "Antimicrobial effects of selected antioxidants in laboratory media and in ground pork", Journal of Food Protection, 1984, 47 (6): p. 428-433, Dep. Of Anim. Sci. & Ind., Kansas State Univ., US.	
		OGUNRINOLA, O.A., FUNG, D.Y.C., and JEON, I.K., "Escherichia coli O157: H7 growth in laboratory media as affected by phenolic antioxidants", <u>Journal of Food Science</u> , Sept./Oct. 1996, 61 (5): p. 1017-1020, 1084, Institute of Food Technologies, Chicago, IL.	
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FORM

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Total Number of Pages in This Submission

Application Number 10/052,174 **Filing Date** Jan 17, 2002 First Named Inventor Carol Myers Group Art Unit 1615

Examiner Name To be assigned 4532670/58750 Attorney Docket Number

ENCLOSURES (check all that apply)

Fee Transmittal Form

Fee Attached

Amendment / Reply

After Final

Affidavits/declaration(s)

Extension of Time Request

Express Abandonment Request

Supplemental Information X Disclosure Statement

> **Certified Copy of Priority** Document(s)

Response to Missing Parts/ Incomplete Application

Response to Missing Parts under 37 CFR 1.52 or 1.53

Assignment Papers (for an Application)

Drawing(s)

82

Licensing-related Papers

Petition

Petition to Convert to a Provisional Application

Power of Attorney, Revocation Change of Correspondence Address

Terminal Disclaimer

Request for Refund

CD, Number of CD(s)

Remarks

After Allowance Communication to Group

Appeal Communication to Board of Appeals and Interferences

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

Proprietary Information

Status Letter

Other Enclosure(s) (please X identify below):

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Jill M. Altringer, Esq. Individual name Signature

September 6, 2002 Date

CERTIFICATE OF MAILING

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Type or printed name Kristen T. McKern

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